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02/28/2005

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TO: Examiner H. Desai

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Trademark Office

703 872 9306

FROM: Russell C. Petersen

RE: 20022/38497A

PAGES (INCLUDING THIS PAGE): 6

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## FAX TRANSMISSION

**DATE:** February 28, 2005

**PTO IDENTIFIER:** Application Number 10/607,705  
Patent Number

**Inventor:** Spatafora

**MESSAGE TO:** US Patent and Trademark Office

**FAX NUMBER:** (703) 872-9306

**FROM:** MARSHALL, GERSTEIN & BORUN LLP

Russell C. Petersen

**PHONE:** (312) 474-6300

**Attorney Dkt. #:** 20022/38497A

**PAGES (Including Cover Sheets):** 5

**CONTENTS:**  Transmittal (1 page)  
 Request to Withdraw Finality (2 pages)

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PTO/SB/07 (09-04)

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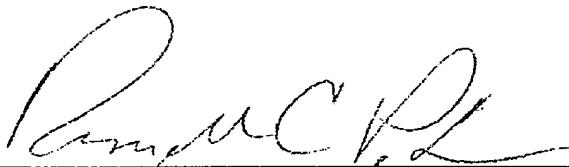
Application No. (if known): 10/607,705

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General Transmittal (1 page)  
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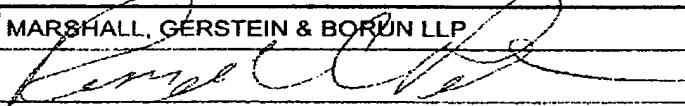
(to be used for all correspondence after initial filing)

		Application Number	10/607,705-Conf. #7916	
		Filing Date	June 27, 2003	
		First Named Inventor	Mario Spatafora	
		Art Unit	3721	
		Examiner Name	H. Desai	
Total Number of Pages In This Submission			Attorney Docket Number	20022/38497A

## ENCLOSURES (Check all that apply)

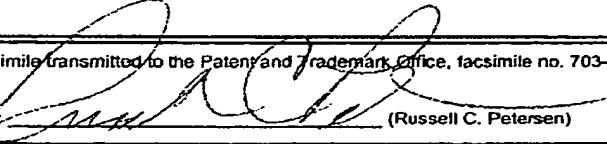
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Docket No.: 20022/38497A  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Patent Application of:**  
Mario Spatafora

Application No.: 10/607,705

Confirmation No.: 7916

Filed: June 27, 2003

Art Unit: 3721

For: METHOD OF PRODUCING SOFT PACKETS  
OF CIGARETTES

Examiner: H. Desai

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**REQUEST TO WITHDRAW FINALITY OF REJECTION**

MS AF  
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Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Office Action dated December 28, 2004, finally rejecting claims 26, 28 and 33-39, the applicants request withdrawal of finality of the office action. Please consider the following comments. This response is filed within two months of the final action.

**Remarks/Arguments begin on page 2 of this paper.**